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TERMINAL DISCLAIMER	<input checked="checked" type="checkbox"/> APPROVED	<input type="checkbox"/> DISAPPROVED
Date Filed : May 19, 2008	This patent is subject to a Terminal Disclaimer	

Approved/Disapproved by:
Henry D. Jefferson

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Douglas M. Baney, et al.

Serial No.: 10/800,073

Examiner: Hanh Phan

Filing Date: March 11, 2004

Group Art Unit: 2613

Title: A METHOD AND SYSTEM FOR SUPERHETERODYNE DETECTION OF AN OPTICAL INPUT SIGNAL

COMMISSIONER FOR PATENTS
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TERMINAL DISCLAIMER
RESPONSIVE TO A DOUBLE PATENTING REJECTION

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Petitioner, Agilent Technologies Inc., is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer of prior Patent No. 7,265,849 to Agilent Technologies Inc., which issued on September 4, 2007 and is commonly owned by Applicant. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Please charge the required fee set forth in 37 CFR 1.29(d) of \$130.00 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

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Respectfully submitted,

Douglas M. Baney, et al.

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Date: May 19, 2008

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